IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 31ST MAY 2007 / 10TH JYAISHTA 1929

Bail Appl..No. 3189 of 2007()

CRIME NO. 335 OF 2007 OF KASARAGOD POLICE STATION

PETITIONERS/ACCUSED 1 TO 6

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1. SANTHU @ SANTHOSH KUMAR,S/O RAMANATHA,
   RESIDING GUDDE TEMPLE, KUDLU VILLAGE,
   KASARGODE TALUK.

2. SANTHU @ SANATH KUMAR,
   S/O KRISHNAN, AYYAPPA NAGAR, KUDLU VILLAGE,
   KASARAGODE TALUK.

3. SHIVA @ SHIVAPRASAD, S/O MAHALINGA,
   THALIPPADAPPU, KASABA VILLAGE,
   KASARAGODE TALUK.

4. GIREESH, S/O RAGHAVAN, AYYAPPA NAGAR,
   KUDLU VILLAGE, KASARAGODE TALUK.

5. PAVAN @ PAVAN KUMAR,
   S/O BALAKRISHNA NAIK, AYYAPPA NAGAR,
   KUDLU VILLAGE, KASARAGODE TALUK.

6. SUNIL @ SUNIL KUMAR, S/O PRABHAKARAN,
   THALIPPADAPPU, KASABA VILLAGE,
   KASARAGODE TALUK.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS: COMPLAINANT/STATE

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1. THE SUB INSPECTOR OF POLICE,
   KASARAGOD POLICE STATION.

2. STATE REP; BY
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 3189 OF 2007

DATED: 31.5.2007

O R D E R

Petitioners who are accused Nos. 1 to 6 in Crime No.335 of 2007 of Kasaragod Police Station for an offence punishable under Sec.436 I.P.C. seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between 6-6-07 and 8-6-07 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall thereafter be produced on the same day before the Magistrate who shall consider and dispose of their application for regular bail preferably on the same date on which it is filed.

This petition is disposed of as above.

V.RAMKUMAR, JUDGE

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